



OSSUE NO. 039A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Henry Hsu et al.  
Appl. No. : 10/722,313  
Filed : November 25, 2003  
For : MAGNETORHEOLOGICAL  
FLUID COMPOSITIONS AND  
PROSTHETIC KNEES  
UTILIZING SAME  
Examiner : Melissa Koslow  
Group Art Unit : 1755

DECLARATION

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed July 1, 2005, please consider the following statements with respect to the above-identified application.

Paragraphs [0040A]-[0040Z] were added to the specification in an Amendment dated April 29, 2005. In an amendment filed concurrently with this declaration paragraphs [0024A]-[0024D], [0040F], [0040M] and Figures 7-10 have also been added to the specification or amended. FIGS. 1-2 and 7-10 correspond to FIGS. 4-5, 9-10 and 15, respectively, of U.S. patent Publication 2001/0029400A1 (application Ser. No. 09/767,367), filed Jan. 22, 2001, entitled "ELECTRONICALLY CONTROLLED PROSTHETIC KNEE," which was incorporated by reference in its entirety in the above-identified application.

The amendatory material referenced above was copied from U.S. Patent Publication No. 2001/0029400A1, which was incorporated by reference such that the amendments do not constitute new matter.

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I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or patent issuing therefrom.

Although no fees are believed due in connection with this Declaration, please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 29 Sept 2005

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